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PATENT 9 2007  
Attorney Reference Number 6551-61555-01

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Janick et al.

**Patent No.** PP13,819

**Issued:** May 13, 2003

**Application No.** 10/032,052

**Filed:** December 21, 2001

**Confirmation No.** 5164

**For:** APPLE TREE NAMED 'CO-OP 29'

**Examiner:** Susan B. McCormick

**Art Unit:** 1661

**Attorney Reference No.** 6551-61555-01

**CERTIFICATE OF MAILING**

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop RECONSTRUCTION, Attention: Special Handling, Commissioner for Patents, 2900 Crystal Drive South Tower 10th Floor, Arlington VA 22202 on the date shown below.

Attorney or Agent  
for Applicant(s)

Date Mailed August 16, 2007

Mail Stop RECONSTRUCTION  
Attention: Special Handling  
Commissioner for Patents  
2900 Crystal Drive South Tower 10th Floor  
Arlington VA 22202

**RESPONSE TO NOTICE UNDER 37 CFR 1.251 - PATENT**

In response to the Notice Under 37 CFR 1.251 - Patent dated August 10, 2007, enclosed for filing in the patent referenced above is a copy of the patentee's record of all of the correspondence between the Patent Office and the patentee for the above-identified patent (except U.S. patent documents). The copy is a complete and accurate copy of patentee's record of all of the correspondence between the Patent Office and the patentee for the above-identified patent (except for U.S. patent documents), and the patentee is unaware of any correspondence between the Patent Office and the patentee for the above-identified patent that is not among patentee's records.

Specifically, a copy of each of the following documents is enclosed:

- ☒ Statement dated August 16, 2007 in response to Notice under 37 CFR 1.251 - Patent.
- ☒ Transmittal Letter accompanying new application, plant patent application, 1 sheet of drawings, Combined Declaration and Power of Attorney, Recordation Form Cover Sheet and Assignment from Jules Janick and Edwin B. Williams to Purdue Research Foundation, and Power of Attorney by Assignee, filed on December 21, 2001.
- ☒ Filing Receipt dated January 31, 2002.

- ☒ Notice of Recordation dated March 5, 2002 (re Assignment from Jules Janick and Edwin B. Williams to Purdue Research Foundation).
- ☒ Office Action dated September 10, 2002.
- ☒ Transmittal Letter and Amendment dated December 10, 2002.
- ☒ Notice of Allowance and Fee(s) Due dated January 15, 2003.
- ☒ Transmittal Letter accompanying the issue fee payment and PTOL-85 dated February 17, 2003.
- ☒ Issue Notification dated May 13, 2003.
- ☒ Recordation Form Cover Sheet and Assignment from Joseph C. Goffreda to Rutgers, The State University of New Jersey faxed to the Patent Office on December 5, 2005.
- ☒ Recordation Form Cover Sheet and Assignment from Schuyler S. Korban to The Board of Trustees of the University of Illinois faxed to the Patent Office on December 7, 2005.
- ☒ Notice of Recordation dated January 31, 2006 (re Assignment from Joseph C. Goffreda to Rutgers, The State University of New Jersey).
- ☒ Notice of Recordation dated February 1, 2006 (re Assignment from Schuyler S. Korban to The Board of Trustees of the University of Illinois).
- ☒ Request to Correct Inventorship under 37 C.F.R. 1.324(a) dated February 8, 2006, including:
  1. A statement as required by 37 C.F.R. § 1.324(b)(1) by Joseph C. Goffreda that omission of his name occurred without deceptive intention on his part;
  2. A statement as required by 37 C.F.R. § 1.324(b)(1) by Schuyler S. Korban that omission of his name occurred without deceptive intention on his part;
  3. A statement as required by 37 C.F.R. § 1.324(b)(2) by Jules Janick and Edwin B. Williams agreeing to the change of inventorship;
  4. A statement as required by 37 C.F.R. § 1.324(b)(3) of the Assignee, Purdue Research Foundation, agreeing to the change of inventorship;
  5. A statement as required by 37 C.F.R. § 1.324(b)(3) of the Assignee, Rutgers, The State University of New Jersey, agreeing to the change of inventorship; and
  6. A statement as required by 37 C.F.R. § 1.324(b)(3) of the Assignee, The Board of Trustees of the University of Illinois, agreeing to the change of inventorship.
- ☒ Copy of Request to Correct Inventorship under 37 C.F.R. 1.324(a) faxed to the Patent Office on September 20, 2006.

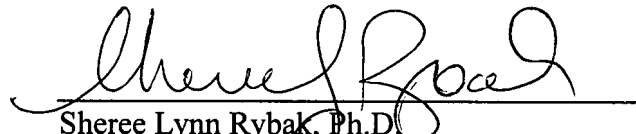
- ☒ Fax dated August 8, 2007 from the Patent Office.
  - ☒ Email dated August 8, 2007 to the Patent Office.
  - ☒ First email dated August 9, 2007 from the Patent Office.
    - ☒ Reply to first email dated August 9, 2007 to the Patent Office.
  - ☒ Second email dated August 9, 2007 from the Patent Office.
  - ☒ Third email dated August 9, 2007 from the Patent Office.
    - ☒ Reply to third email dated August 9, 2007 to the Patent Office.
  - ☒ Notice under 37 CFR 1.251 - Patent dated August 10, 2007.
- ☒ It is believed that no fees are required. However, the Director is hereby authorized to charge any additional fees that may be required, or credit over-payment, to Deposit Account No. 02-4550. A copy of this sheet is enclosed.
- ☒ Please return the enclosed postcard to confirm that the items listed above have been received.

Respectfully submitted,

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By

  
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cc: Docketing